IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 16804 of 2000

Between:

Parents Association of the Hearing Handicapped Childern RegdNo.2062/93,
Rep.by its Secretary G.Prabhakar,S/o.Sattaya
R/o. 10-1-672, Nehru Nagar, Secunderabad,

..... PETITIONER

AND

1 Registrar of Societies,
N.B.K. Estates, Golconda X Roads,
Musheerabad, Hyderabad.
2 Inspector General of Registration & Stamps
Golconda X Roads, Hyderabad. A.P.
3 Parents Association of the Hearing Handicapped Childern (Regd No. 6381/2000) Rep by its General Secretary,
R/o. 10-1-608, Nehru Nagar, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ directing the respondent to cancel the registration of the 3rd respondent and to consider the objections of the Petitioner and cancel the registration of the 3rd respondent Scoiety.

Counsel for the Petitioner:MR.V.VENKATARAMANA

Counsel for the Respondents 1 & 2: GP FOR REVENUE

The Court made the following :

ORDER:

This writ petition is filed seeking a writ of *Mandamus* directing the respondents 1 and 2 to cancel the registration of the third respondent and to consider the objections of the petitioner and to cancel the registration of the third respondent Society.

The petitioner-Parents Association of the Hearing Handicapped Children, which is incorporated under the provisions of the A.P. (Telangana Area) Societies Registration Act, 1350 Fasli with registration No.2061/93, is established with the objective of creating opportunity for the hearing handicapped individuals to strengthen their participation in promotion of development. The petitioner society consists of the parents of hearing handicapped children and the association members are dedicated to the cause of hearing handicapped. Elections were held to the Managing Committee of the petitioner society on 23.7.2000 and some of the unsuccessful contestants in that election have approached the respondents 1 and 2 seeking registration of the third respondent society. On coming to know the proposal for establishment of the third respondent society, the petitioner society issued telegraphic notice on 28.7.2000 to the first respondent requesting him to reject the registration of the third respondent society. However, the first respondent registered the third respondent society without considering the objections of the petitioner society. Hence, the writ petition.

At the time of admission of the writ petition, no interim orders are passed. Now, the first respondent filed the counter affidavit stating that as per the provisions of Section 7 of the A.P. (Telangana Area) Societies Registration Act, 1350 Fasli, if there is any dispute with regard to the registration of any society, the aggrieved party has to approach the competent Civil Court having jurisdiction over the said society and as such the writ petition is liable to be dismissed.

Inasmuch as the petitioner society is disputing the registration of the third respondent society, it can workout the remedies by approaching the competent Civil Court as per Section 7 of the A.P. (Telangana Area) Societies Registration Act, 1350

Fasli. In view of the same, the writ petition is devoid of merits and is liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

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ELIPE DHARMA RAO, J

21st JUNE, 2005

Tsr.

To

1 The Registrar of Societies,
N.B.K. Estates, Golconda X Roads,
Musheerabad, Hyderabad.
2 Inspector General of Registration & Stamps
Golconda X Roads, Hyderabad. A.P.

3. Two C.C. copies to the Government Pleader for Revenue, High Court Buildings, Hyderabad (OUT)

4. 2 C.D. copies.